

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Application Division  
 FOGH, Jens ) ATTN: PCT  
 Serial No. 09/601,138 ) Washington, D.C.  
 IA Filing Date: 27 Jan 1999 ) October 26, 2000  
 For: METHOD OF TREATING ACUTE... )

LATE SUBMISSION OF DECLARATION AND/OR TRANSLATION IN APPLICATION FILED UNDER 35  
USC §371

HON. COMMISSIONER OF PATENTS AND TRADEMARKS  
 Washington, D.C. 20231

Sir:

The present communication is in response to the "NOTIFICATION OF MISSING REQUIREMENTS..." dated August 28, 2000.

- [XX] Attached hereto is an executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, PCT information, serial number and priority information.
- [XX] A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 was submitted on September 27, 2000, a duplicate copy of which is attached hereto.
- [XX] A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.
- [XX] Applicant claims small entity status. See 37 CFR 1.27.
- [ ] Preliminary Amendment and Statements in Support of Filing and Submissions in Accordance with 37 C.F.R. §1.821-1.825, Sequence Listing (hardcopy), and computer-readable form of Sequence Listing.
- [ ] An Information Disclosure Statement with 1449 and references is also attached.
- [ ] A Preliminary Amendment
- [ ] An exact English language translation of the PCT application as originally filed.
- [ ] Other documents: \_\_\_\_\_
- [ ] Surcharge for late filing of English translation \$ 130.00
- [ ] Surcharge for late filing of the Declaration was paid on (Check )
- [XX] Surcharge for late filing of the Declaration in the amount of:
- |              |                         |
|--------------|-------------------------|
| Small Entity | Other than Small Entity |
| [XX] \$65.00 | [ ] \$130.00            |

- [XX] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity	Other Than Small Entity
Response Filed Within	Response Filed Within
[XX] First - \$ 55.00	[ ] First - \$ 110.00
[ ] Second - \$ 190.00	[ ] Second - \$ 380.00
[ ] Third - \$ 435.00	[ ] Third - \$ 870.00
[ ] Fourth - \$ 680.00	[ ] Fourth - \$1,360.00
Month After Time Period Set	Month After Time Period Set

- [XX] Conditional Petition for Extension of Time:

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

- [XX] Credit Card Payment Form (PTO 2038) authorizing payment in the amount of \$120.00 is enclosed to cover the above fees.

- [XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

10/27/2000 AGIZAW 00000101 09601138

01 FC:254  
 02 FC:215

(202) 628-5197

IPC:tsw

65.00 OP  
 55.00 OP

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